



Senate

General Assembly

File No. 55

January Session, 2009

Substitute Senate Bill No. 778

Senate, March 11, 2009

The Committee on Labor and Public Employees reported through SEN. PRAGUE of the 19th Dist., Chairperson of the Committee on the part of the Senate, that the substitute bill ought to pass.

AN ACT CONCERNING EVIDENCE OF WORKERS' COMPENSATION INSURANCE FOR CONTRACTORS ON PUBLIC WORKS PROJECTS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 31-286a of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective from passage*):

3 (a) Notwithstanding any provision of any general statute, special
4 act, charter or ordinance, neither the state, or its agents, nor any
5 political subdivision of the state, or its agents, may enter into any
6 contract on or after October 1, 1986, for the construction, remodeling,
7 refinishing, refurbishing, rehabilitation, alteration or repair of any
8 public works project before receiving from each of the other parties to
9 such contract (1) sufficient evidence of compliance with the workers'
10 compensation insurance and self-insurance requirements of subsection
11 (b) of section 31-284, and (2) a current statement from the State
12 Treasurer that, to the best of his knowledge and belief, as of the date of
13 the statement, the particular party was not liable to the state for any

14 workers' compensation payments made pursuant to section 31-355.

15 (b) On and after October 1, 1986, no state department, board or
 16 agency may renew a license or permit to operate a business in this
 17 state unless the applicant first presents sufficient evidence of current
 18 compliance with the workers' compensation insurance coverage
 19 requirements of section 31-284.

20 (c) This section shall not be construed to create any liability on the
 21 part of the state or any political subdivision thereof to pay workers'
 22 compensation benefits or to indemnify the Second Injury Fund, any
 23 employer or any insurer who pays workers' compensation benefits.

24 (d) For purposes of this section, "sufficient evidence" means (1) a
 25 certificate of self-insurance issued by a workers' compensation
 26 commissioner pursuant to section 31-284, [or] (2) a certificate of
 27 compliance issued by the Insurance Commissioner pursuant to section
 28 31-286, [or] (3) a certificate of insurance issued by any stock or mutual
 29 insurance company or mutual association authorized to write workers'
 30 compensation insurance in this state or its agent, or (4) in lieu of a
 31 physical certificate of insurance being presented for renewals of
 32 licenses and permits issued by the Department of Consumer
 33 Protection, the entrance by the applicant on the renewal form of the
 34 name of the insurer, insurance policy number, effective dates of
 35 coverage, and a certification that the same is truthful and accurate.

This act shall take effect as follows and shall amend the following sections:

Section 1	<i>from passage</i>	31-286a
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Statement of Legislative Commissioners:

The title was changed for clarity. Subdivision (4) of subsection (d) of section (1) was rewritten for grammatical consistency and to conform with the style of the general statutes.

GL

Joint Favorable C/R

LAB

LAB *Joint Favorable Subst.-LCO*

The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

OFA Fiscal Note

State Impact: None

Municipal Impact: None

Explanation

This bill, which allows certain applicants for licenses or permits issued by the Department of Consumer Protection to provide the name of the applicant's insurer in lieu of a hard copy of the insurance certificate, has no fiscal impact.

OLR Bill Analysis**sSB 778*****AN ACT CONCERNING EVIDENCE OF WORKERS' COMPENSATION INSURANCE FOR CONTRACTORS ON PUBLIC WORKS PROJECTS.*****SUMMARY:**

This bill allows applicants to meet the “sufficient evidence” requirement necessary to renew a license or permit to operate a business by providing the name of the applicant’s insurer, the policy number, and the effective coverage dates, certified as truthful and accurate, instead of presenting a hard copy of the insurance certificate (i.e., physical certificate). Current law requires a hard copy of a certificate of self-insurance issued by a workers’ compensation commissioner, a certificate of compliance issued by the insurance commissioner, or a certificate of insurance issued by a stock or mutual insurance company.

EFFECTIVE DATE: Upon passage

COMMITTEE ACTION

General Law Committee

Joint Favorable Change of Reference

Yea 19 Nay 0 (02/19/2009)

Labor and Public Employees Committee

Joint Favorable

Yea 11 Nay 0 (02/26/2009)